IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

WRIT PETITION NO : 15032 of 2005

Between:

B.Pushpanadham, S/o Sanyasi Naidu,
Office of the Sub-Treasury Office, Anakapally (East), Visakhapatnam District.

..... PETITIONER

AND

1. The Director of Treasuries and Accounts, Insurance Bhavan,

Tilak Road, Hyderabad.
2. The Government of Andhra Pradesh,

represented by its Secretary,

Finance and Planning Department,

Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly a writ of mandamus declaring the order passed by the Andhra Pradesh Administrative Tribunal, Hyderabad wire order of vide O.A.No.3051/2005, dated 1-7-2005 to the extent it went against to the petitioner as illegal, arbitrary and unconstitutional and consequently direct the

respondents to continue the petitioner as Sub-Treasury Officer, in the Office of the Sub-Treasury Office, Anakapally (East), Visakhapatnam District by setting aside the proceedings dated 28-6-2005 and pass such other order or orders as this Honourable Court may deem fit and proper in the interest of justice.

Counsel for the Petitioner: MR.G.DASARADHA RAMI REDDY

Counsel for the Respondents: GP FOR SERVICES II

The Court made the following:

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and

THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

WRIT PETITION NO : 15032 of 2005

ORDER: (Per the Honourable Mr. Justice M. Venkateswara Reddy)

The writ petition is filed with the prayer as follows:-

"**… t**o issue a Writ, Order or direction more particularly a Writ of Mandamus declaring the order passed by the Andhra Pradesh Administrative Tribunal, Hyderabad wire order of vide O.A.No.3051/2005, dated 1-7-2005 to the extent it went against to the petitioner as illegal, arbitrary and unconstitutional and consequently direct the respondents to continue the petitioner as Sub-Treasury Officer, in the Office of the Sub-Treasury Office, Anakapally (East), Visakhapatnam District by setting aside the proceedings dated 28-6-2005 …."

While disposing of the O.A. No.3051 of 2005, the Andhra Pradesh Administrative Tribunal, Hyderabad, at the admission stage stayed the impugned proceedings, dated 28-06-2005 for a period of two weeks to enable the applicant to file an appeal and directed the applicant to prefer an appeal to Government within one week from the date of receipt of its order.

The learned Counsel for the petitioner submits that the petitioner preferred an appeal on 04-07-2005 to Government and takes some time to reach the Government from the Deputy Director, Treasuries, Visakhapatnam through whom it was prosecuted. As the stay granted for a limited period of two weeks is expiring on 14th July, 2005, he further submits that the stay may be further extended by some more period, so as to enable the Government to dispose of the appeal, and if the stay is not extended, the petitioner may be put to hardship.

In the circumstances, we feel it appropriate to extend the stay by two more weeks from today or till the appeal is disposed of by the Government, whichever is earlier.

With this direction, the writ petition is disposed of. No costs.

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J. CHELAMESWAR, J.

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M. VENKATESWARA REDDY, J.

DATED: 13th July, 2005

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Copy to:

1. The Director of Treasuries and Accounts,

Insurance Bhavan, Tilak Road, Hyderabad.

2. The Secretary, Government of Andhra Pradesh,

Finance and Planning Department,

Secretariat, Hyderabad.

3. Two C.Cs to the Government Pleader for Services-II,

High Court Buildings, High Court of Andhra Pradesh,

Hyderabad. (O.U.T.)

4. Two C.D. Copies.